

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 SCA-01 DHA-02 PPT-01 SCS-03

SS-15 NSC-05 CIAE-00 INR-07 NSAE-00 PA-01 PRS-01

USIA-06 /058 R

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SCA - MISS B. WATSON

L - MR. H. HANSELL

L - MR. S. SCHWEBEL

-----030650Z 042419 /22

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FM SECSTATE WASHDC

TO AMEMBASSY LONDON PRIORITY

C O N F I D E N T I A L STATE 073616

E.O. 11652: GDS

TAGS: CASC, UK

SUBJECT: PROPOSED EXPULSION FROM UK OF PHILIP AGEE AND
MARK HOSENBALL

REF: (A) LONDON 5098; (B) LONDON 5132

1. DEPARTMENT APPRECIATES EMBASSY'S COMPREHENSIVE REPORT
ON UNITED KINGDOM LAW AND IMMIGRATION RULES FOR CONTROL OF
ALIENS AFTER ENTRY.

2. RAMSEY CLARK HAS AGAIN BEEN IN TOUCH WITH THE DEPART-
MENT AND FURNISHED FURTHER INFORMATION CONCERNING HOSENBALL
CASE. ACCORDING TO CLARK, HOME SECRETARY HAS AGREED TO
DEFER DEPORTATION UNTIL AFTER A SECOND HOUSE OF COMMONS
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DEBATE. CLARK DOUBTED THAT THE HOUSE WOULD DEBATE THE
ISSUE PRIOR TO ITS EASTER RECESS.

3. CLARK HAS ASKED THE DEPARTMENT TO APPROACH THE HOME
SECRETARY IN BOTH OF THESE CASES TO EXPRESS ITS CONCERN FOR
THE PRINCIPLE OF FREE SPEECH AND TO INDICATE ITS DISSAT-
ISFACTION THAT AGEE AND HOSENBALL HAD NOT BEEN ACCORDED

"DUE PROCESS" IN THE HANDLING OF THEIR CASES. CLARK BELIEVES THAT SUCH A COMMUNICATION WOULD OFFER MR. REES AN ATTRACTIVE OPPORTUNITY TO TERMINATE THE DEPORTATION PROCEEDINGS.

4. THE WHITE HOUSE HAS REFERRED TO THE DEPARTMENT A LETTER FROM HOSENBALL'S FATHER TO THE PRESIDENT. MR. HOSENBALL STATES THAT HIS SON IS ENGAGED TO MARRY A BRITISH NATIONAL, CAROLE DONOGHUE, WHO LIVES IN LONDON WITH AN ELDERLY MOTHER WHO IS EMOTIONALLY AND FINANCIALLY DEPENDENT ON HER. MARK AND CAROLE HAVE REPORTED THESE FACTS TO MR. REES. THEY HAVE INDICATED THAT IF MARK IS DEPORTED, CAROLE WILL BE PLACED IN THE POSITION OF CHOOSING BETWEEN COMING TO THE UNITED STATES TO LIVE WITH MARK OR OF UPROOTING HER MOTHER BY BRINGING HER TO THE UNITED STATES, SINCE CAROLE FEELS THAT HER MOTHER COULD NOT BE LEFT ALONE IN THE UNITED KINGDOM. MR. HOSENBALL ASKED THAT WE INQUIRE OF MR. CALLAGHAN WHETHER THE HOME SECRETARY WOULD GRANT MARK AND CAROLE'S REQUEST FOR WITHDRAWAL OF THE DEPORTATION ORDER AND, IF NOT, THAT THE UNITED STATES BE FURNISHED A FULL EXPLANATION OF THE FACTS SUPPORTING THE DECISION TO ISSUE SUCH AN ORDER. HE ADDED THAT IF THE LATTER COURSE IS PURSUED AND HE HAS BEEN AFFORDED AN OPPORTUNITY TO REVIEW THE EXPLANATION AND TO PRESENT THE FACTS AS HE KNOWS THEM, HE WOULD BE PREPARED TO ACCEPT A DETERMINATION THAT IT WAS IN THE BEST INTERESTS OF THE UNITED STATES NOT TO TAKE FURTHER ACTION.

5. THE DEPARTMENT WOULD BE GRATEFUL FOR THE EMBASSY'S ASSESSMENT AS TO THE DESIRABILITY OF TAKING ANY OF THE CONFIDENTIAL

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COURSES OF ACTION SUGGESTED BY MESSRS. CLARK AND HOSENBALL. IN PARTICULAR, IT WOULD WELCOME THE EMBASSY'S JUDGMENT AS TO WHAT RESPONSE EACH OF THE SUGGESTED COURSES OF ACTION WOULD BE LIKELY TO ELICIT FROM THE UNITED KINGDOM GOVERNMENT AND WHAT, IF ANY, EFFECT SUCH ACTION WOULD HAVE ON THE RELATIONS BETWEEN THE UNITED STATES AND THE UNITED KINGDOM.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
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Disposition Approved on Date:
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Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE073616
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Enclosure: n/a
Executive Order: GS
Errors: N/A
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Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 LONDON 5098, 77 LONDON 5132
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 18-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2915912
Secure: OPEN
Status: NATIVE
Subject: PROPOSED EXPULSION FROM UK OF PHILIP AGEE AND MARK HOSENBALL
TAGS: CASC, UK, US, (AGEE, PHILIP), (HOSENBALL, MARK)
To: LONDON
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/4d5301ab-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009